

JODI LINKER
Federal Public Defender
JESSICA YU
Assistant Federal Public Defender
55 S. Market Street, Suite 820
San Jose, CA 95113
Telephone: (408) 291-7753
Fax: (408)-291-7399
Jessica Yu@fd.org

Counsel for Defendant LUNA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

No. CR 23-00480-PCP

Plaintiff,

V.

JAMES LUNA.

Defendant.

STIPULATION AND [PROPOSED] ORDER
TO CONTINUE STATUS CONFERENCE

Defendant James Luna and the Government, by and through their respective counsel, stipulate and agree, with the Court's approval, that the status conference currently set for March 20, 2024 at 10:00 a.m. may be continued to May 8, 2024 at 10:00 a.m. The reason for the requested continuance is that the United States needs additional time to respond to the defense's supplemental discovery requests.

The parties also stipulate and agree that excluding time to May 8, 2024 will allow for effective preparation of counsel. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties further stipulate and agree that the ends of justice served by excluding the time from March 20, 2024 to May 8, 2024 outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(iv).

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STIPULATION AND [PROPOSED] ORDER
CR 23-00480-PCP

1 IT IS SO STIPULATED.
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3 Dated: March 15, 2024

JODI LINKER
Federal Public Defender
/s/
5 Jessica Yu
Assistant Federal Public Defender

7 Dated: March 15, 2024

ISMAIL J. RAMSEY
United States Attorney
/s/
9 Neal C. Hong
Assistant United States Attorney

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12 **[PROPOSED] ORDER**

13 Upon agreement and stipulation of the defendant James Luna, and the United States, and
14 their respective counsel, and good cause appearing, IT IS HEREBY ORDERED that defendant
15 James Luna's status conference may be continued to May 8, 2024 at 10:00 a.m.

16 It is also ORDERED that time may be excluded from March 20, 2024 to May 8, 2024 to
17 allow for the effective preparation of counsel. The Court finds that failing to exclude time to
18 May 8, 2024 would unreasonably deny counsel the reasonable time necessary for effective
19 preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. §§ 3161(h)(7)(A),
(h)(7)(B)(iv).

20 The Court further finds that the ends of justice served by excluding the time between
21 March 20, 2024 and May 8, 2024 outweigh the interests of the public and the defendant in a
22 speedy trial. 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(iv).

23 IT IS SO ORDERED.

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25 DATED: March 18, 2024


26 HONORABLE P. CASEY PITTS
United States District Judge
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